

# City of Willoughby Hills

## ORDINANCE NO. 2016 – 17

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### **AN ORDINANCE AMENDING PART ONE – ADMINISTRATIVE CODE, TITLE FIVE – ADMINISTRATIVE, CHAPTER 157 – GENERAL EMPLOYMENT PROVISIONS, SECTION 157.05 – VACATIONS BY THE ADDITION OF SUB-SECTION (i) OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS; REPEALING CONFLICTING LEGISLATION AND DECLARING AN EMERGENCY.**

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**WHEREAS**, the Members are in receipt of the Interoffice Memo from Finance Director Brichacek dated April 22, 2016, consisting of two (2) pages, attached hereto as the “**Exhibit A**” and referenced herein, said memorandum is a request to amend Section 157.05 of the Codified Ordinances of the City of Willoughby Hills to authorize the payment of accrued but unused vacation time to City employees who leave the employment of the City and are eligible to retire from either the Ohio Public Employee’s Retirement System (OPERS) or the Ohio Police and Fire Pension Fund (OPFPF).

***NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:***

**SECTION 1.** Existing **Section 157.05 – Vacations** be and the same hereby is amended by the addition of Subsection (i) which shall read and provided in its entirety as follows:

#### **157.05 VACATIONS.**

“(i) Eligible employees who leave the employment of the City, are in good standing and are eligible to retire from either the Ohio Public Employees Retirement System (OPERS) or the Ohio Police and Fire Pension Fund (OPFPF) shall be eligible to receive payment at the employee’s current rate of pay for the employee’s accumulated but unused vacation time subject to approval by the Mayor after considering the staffing needs of the City. The Mayor shall have the right to require any employee to use his/her vacation time when the Mayor deems such use to be in the best interest of the City.”

**SECTION 2.** All Ordinances, or parts thereof in conflict with the provisions of this Ordinance be, and are hereby repealed as of the effective date of this Ordinance.

**SECTION 3.** The actions of this Council concerning and relating to the passage of this legislation were conducted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were held in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

**SECTION 4.** This Ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, safety and welfare of the inhabitants of the City of Willoughby Hills, insofar as it provides for the usual daily operation of the Finance Department, and further reason being that two employees plan to retire in May and the Finance Director requests that this ordinance contain an emergency clause and be passed on either its first reading or its second reading on May 12, 2016; wherefore this Ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

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PASSED: \_\_\_\_\_, 2016

Submitted to the Mayor for his approval  
on this \_\_\_\_\_ day of \_\_\_\_\_, 2016

ATTEST:

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**Victoria Ann Savage, CMC**  
*Clerk of Council*

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**Nancy E. Fellows**  
*President of Council*

Approved by the Mayor

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**Robert M. Weger**  
*Mayor*